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1951

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SEP 03 1998

Mr. Harold Cheney  
Director of Purchase and Property  
State House  
Concord, New Hampshire

CONCORD, N.H.

Dear Mr. Cheney:

You have inquired regarding  
authorization of the Water Resources Board to bond its  
chairman and treasurer.

It is my opinion that chapter 5,  
part 24, section 6 of the laws of the Special Session of  
1950 prohibits bonding in the case of the chairman and  
treasurer of the Water Resources Board. While the Water  
Resources Board is, in a sense, sui generis, and has a dis-  
tinct legal entity, nevertheless it is an agency of the State  
of New Hampshire. R. L., c. 266, s. 3; Conway v. Water  
Resources Board, 89 N.H. 346, 353.

If bonding of the chairman and the  
treasurer of the Water Resources Board is desirable as a  
matter of policy, it will be necessary to accomplish this  
beneficial result by legislation.

Very truly yours,

Gordon M. Tiffany  
Attorney General

GMT/d